

**IN THE UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF MISSOURI
WESTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

v.

RICHARD A. HERMAN,
[DOB: 04/08/1970]

Defendant.

No. _____

COUNT ONE:

***Possession with Intent to Distribute 5 Grams or More
of Methamphetamine (Actual)***

21 U.S.C. §§ 841(a)(1) and (b)(1)(B)

NLT: 5 Years' Imprisonment

NMT: 40 Years' Imprisonment

NMT: \$5,000,000 Fine

NLT: 4 Years' Supervised Release

Class B Felony

COUNT TWO:

***Possession of Firearms in Furtherance of a Drug
Trafficking Crime***

18 U.S.C. §§ 924(c)(1)(A)(i)

NLT: 5 Years' Imprisonment (Consecutive)

NMT: Life Imprisonment (Consecutive)

NMT: \$250,000 Fine

NMT: 5 Years' Supervised Release

Class A Felony

COUNT THREE:

Felon in Possession of a Firearm

18 U.S.C. §§ 922(g)(1) and 924(a)(2)

NMT: 10 Years' Imprisonment

NMT: \$250,000 Fine

NMT: 3 Years' Supervised Release

Class C Felony

COUNT FOUR:

Felon in Possession of a Firearm

18 U.S.C. §§ 922(g)(1) and 924(a)(2)

NMT: 10 Years' Imprisonment

NMT: \$250,000 Fine

NMT: 3 Years' Supervised Release

Class C Felony

COUNT FIVE:

Possession of an Unregistered Firearm

26 U.S.C. §§ 5841, 5861(d), and 5871

NMT: 10 Years' Imprisonment

NMT: \$10,000 Fine

NMT: 3 Years' Supervised Release

Class C Felony

COUNT SIX:

Felon in Possession of Firearms

18 U.S.C. §§ 922(g)(1) and 924(a)(2)

NMT: 10 Years' Imprisonment

NMT: \$250,000 Fine

NMT: 3 Years' Supervised Release

Class C Felony

Plus a \$100 Special Assessment for each Count

INDICTMENT

THE GRAND JURY CHARGES THAT:

COUNT ONE

Possession with Intent to Distribute 5 Grams or More of Methamphetamine (Actual)

On or about March 24, 2020, in the Western District of Missouri, the defendant, RICHARD A. HERMAN, did knowingly and intentionally possess with the intent to distribute 5 grams or more of methamphetamine (actual), a Schedule II controlled substance, in violation of the provisions of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(B).

COUNT TWO

Possession of Firearms in Furtherance of a Drug Trafficking Crime

On or about March 24, 2020, in the Western District of Missouri, the defendant, RICHARD A. HERMAN, in furtherance of and during and in relation to a drug trafficking crime, that is, possession with the intent to distribute 5 grams or more of methamphetamine (actual), a Schedule II controlled substance, as charged in Count One, did knowingly possess firearms, to wit: a Taurus, model G2, 9mm semi-automatic handgun, serial number THP36433; a Michigan Armament .380 caliber handgun, serial number G38150; and a FMK Firearms, .40 caliber semi-automatic handgun, serial number 4A0173, in violation of the provisions of Title 18, United States Code, Section 924(c)(1)(A)(i).

COUNT THREE
Felon in Possession of a Firearm

On or about March 24, 2020, in the Western District of Missouri, the defendant, RICHARD A. HERMAN, knowing he had previously been convicted of a crime punishable by imprisonment for a term exceeding one year, knowingly possessed firearms, to wit: a Taurus, model G2, 9mm semi-automatic handgun, serial number THP36433; a Michigan Armament .380 caliber handgun, serial number G38150; and a FMK Firearms, .40 caliber semi-automatic handgun, serial number 4A0173, which had been transported in interstate commerce, in violation of the provisions of Title 18, United States Code, Sections 922(g)(1) and 924(a)(2).

COUNT FOUR
Felon in Possession of a Firearm

On or about December 22, 2019, in the Western District of Missouri, the defendant, RICHARD A. HERMAN, knowing he had previously been convicted of a crime punishable by imprisonment for a term exceeding one year, knowingly possessed a firearm, to wit: a 12 gauge shotgun with a defaced serial number, which had been transported in interstate commerce, in violation of the provisions of Title 18, United States Code, Sections 922(g)(1) and 924(a)(2).

COUNT FIVE
Possession of an Unregistered Firearm

On or about December 22, 2019, in the Western District of Missouri, the defendant, RICHARD A. HERMAN, received and possessed a shotgun having a barrel of less than 18 inches in length, to wit: a 12 gauge shotgun with a defaced serial number, not registered to him in the National Firearms Registration and Transfer Record, in violation of Title 26, United States Code, Sections 5841, 5861(d), and 5871.

COUNT SIX
Felon in Possession of Firearms

On or about March 3, 2017, in the Western District of Missouri, the defendant, RICHARD A. HERMAN, knowing he had previously been convicted of a crime punishable by imprisonment for a term exceeding one year, knowingly possessed a firearm, to wit: a Ruger, model P91, .40 caliber semi-automatic handgun, serial number 30429913, which had been transported in interstate commerce, in violation of the provisions of Title 18, United States Code, Sections 922(g)(1) and 924(a)(2).

A TRUE BILL.

4/30/2021
DATE

/s/ Kathleen Shaw
FOREPERSON OF THE GRAND JURY

/s/ Brandon E. Gibson
Brandon E. Gibson
Special Assistant United States Attorney
Violent Crime & Drug Trafficking Unit
Western District of Missouri